

bers, together with the additional power contained in Section 11 of the same article of the Constitution that it "may determine the rules of its own proceedings," a different question would be presented. Under such a situation the house would have the authority to designate a committee to hear the contest and probably authorize such committee to sit at such times and places as in its judgment might be found necessary or desired. In this connection, attention is called to the fact that the Federal statute regulating contested elections of any member of the House of Representatives expressly provides in Section 205, Title 2, Volume 44, Part 1, United States Statutes at Large, that "testimony in contested election cases may be taken at two or more places at the same time" and the entire purpose of the act regulating it is to give full and complete power to the committee to which such a contest is referred to sit at any time and place which it may deem advisable.

Our Constitution does not leave the matter in doubt as to how contested elections shall be tried, and the provision of it which gives each house the power to judge the qualifications and election of its members must be construed in connection with and limited by its other provision that contested elections shall be determined as provided by law. A law having been passed under this authority and mandate of the Constitution, all contested elections must be governed strictly by its terms.

Yours very truly,

(Signed) CLAUDE POLLARD.

ADJOURNMENT.

On motion of Mr. Woodall, the House, at 3:45 o'clock p. m., adjourned until 10 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Criminal Jurisprudence: House bills Nos. 465, 410, 261, 530, 107, 124 and 147; Senate bills Nos. 51, 36 and 34.

Public Health: House bill No. 450.

Common Carriers: House bills Nos. 389 and 286.

Agriculture: House bills Nos. 522, 456 and 116.

Judiciary: House bills Nos. 346, 552, 415 and 416; Senate bills Nos. 74, 29, 13 and 356.

Game and Fisheries: House bills Nos. 232, 542 and 563.

The following committees have today filed adverse reports on bills, as follows:

Criminal Jurisprudence: House bills Nos. 171, 269, 67, 330 and 147.

Public Health: House bills Nos. 29 and 531; Senate bill No. 181.

Judicial Districts: Senate bill No. 28.

NINETEENTH DAY.

(Monday, February 4, 1929.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Hines.
Ackerman.	Hogg.
Adkins.	Hopkins.
Albritton.	Hubbard.
Anderson.	Jenkins.
Avis.	Johnson
Baker.	of Dimmit.
Baldwin.	Johnson of Smith.
Barnett.	Johnson of Scurry.
Bateman.	Keeton.
Bond.	Keller.
Bounds.	Kemble.
Bradley.	Kennedy.
Brice.	Kenyon.
Brooks.	Kincaid.
Carpenter.	King.
Chastain.	Kinnear.
Coltrin.	Land.
Conway.	Lemens.
Cox of Navarro.	Long of Houston.
Cox of Lamar.	Long of Wichita.
Cox of Limestone.	Loy.
Davis.	Mankin.
Dunlap.	Martin.
Enderby.	Mauritz.
Ewing.	Maynard.
Eickenroht.	McCombs.
Forbes.	McDonald.
Gates.	McGill.
Gerron.	Mehl.
Gilbert.	Metcalfe.
Giles.	Minor.
Graves	Montgomery.
of Williamson.	Moore.
Graves of Erath.	Morse.
Harding.	Mosely.
Harman.	Mullally.
Harper.	Murphy.
Harrison.	Negley.
Hefley.	Nicholson.

Olsen.	Stephens.
O'Neill.	Stevenson.
Palmer.	Storey.
Patterson.	Strong.
Pavlica.	Tarwater.
Petsch.	Thompson.
Pool.	Thurmond.
Pope of Jones.	Tillotson.
Pope of Nueces.	Turner.
Purl.	Van Zandt.
Quinn.	Veatch.
Ray.	Waddell.
Reader.	Wallace.
Reid.	Walters.
Richardson.	Warwick.
Rogers.	Webb.
Rountree.	Westbrook.
Sanders.	White.
Savage.	Wiggs.
Shaver.	Williams
Shelton.	of Sabine.
Sherrill.	Williams
Shipman.	of Travis.
Simmons.	Woodall.
Sinks.	Woodruff.
Snelgrove.	Young.
Speck.	

Absent.

Duvall. Kayton.

Absent—Excused.

Acker.	Jones.
Beck.	Justiss.
DeWolfe.	Lee.
Finn.	McKean.
Finlay.	Prendergast.
Fuchs.	Renfro.
Hardy.	Smith.
Heaton.	Williams
Holder.	of Hardin.
Hornaday.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Justiss for today and tomorrow, on motion of Mr. Bounds.

Mr. Lee and Mr. Finlay for today, on motion of Mr. Coltrin.

Mr. Smith for today, on motion of Mr. Olsen.

Mr. Hardy for today, on motion of Mr. Bradley.

Mr. Finn for today and the balance of the week, on motion of Mr. Woodruff.

Mr. Beck for today, on motion of Mr. McCombs.

Mr. Prendergast for today, on motion of Mr. Hines.

Mr. DeWolfe for today, on motion of Mr. Woodruff.

Mr. Hornaday for today, on motion of Mr. Brooks.

Mr. Renfro for today, on motion of Mr. Simmons.

Mr. Jones for today, on motion of Mr. Lemens.

Mr. Holder for today, on motion of Mr. Barron.

The following members were granted leaves of absence on account of illness:

Mr. Williams of Hardin for today and the balance of the week, on motion of Mr. Quinn.

Mr. Fuchs for today, on motion of Mr. Shelton.

Mr. Acker for today and indefinitely, on motion of Mr. Morse.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

By Mr. White:

H. B. No. 570, A bill to be entitled "An Act to provide for a five-year closed season on wild turkey and prairie chickens in Hutchinson county.

Referred to Committee on Game and Fisheries.

By Mr. Keller:

H. B. No. 571, A bill to be entitled "An Act making it a misdemeanor for any person to use a State-owned automobile, airplane or other kinds of self-propelled vehicles for private use."

Referred to Committee on Criminal Jurisprudence.

By Mr. Storey and Mr. Bradley (by request):

H. B. No. 572, A bill to be entitled "An Act to amend Sections 1, 3, 4, 5, 5a, 8, and 10, Article 8307 (Part 2), of the Revised Civil Statutes of Texas of 1925, and further amending Section 1 by adding thereto Sections 1a and 1b; and further amending Section 4 by adding thereto Section 4b; and further amending Article 8307 by adding thereto certain new sections immediately following Section 12 of said article, to be known as Sections 13, 14, 15, 16, 17, 18 and 19; and amending Articles 8306, 8307, 8308 and 8309, of the Revised Civil Statutes of Texas of 1925, by substituting for the word 'board' and 'industrial accident board' the words 'commission' 'and industrial accident

commission'; providing that the Industrial Accident Board as created under the provisions of Article 8307 of the Revised Civil Statutes of Texas of 1925, etc."

Referred to Committee on Labor.

By Mr. Long of Houston:

H. B. No. 573, A bill to be entitled "An Act to appropriate \$300,000, or so much thereof as may be necessary, from any funds in the State Treasury not otherwise appropriated to supplement the rural aid fund for 1928-1929."

Referred to Committee on Appropriations.

BILL ORDERED PRINTED.

Mr. Young moved that House bill No. 147, reported adversely with a minority favorable report, be printed.

Yeas and nays were demanded, and the motion to print prevailed by the following vote:

Yeas—81.

Ackerman.	Mauritz.
Adkins.	Maynard.
Avis.	McDonald.
Baker.	Metcalfe.
Barnett.	Moore.
Bounds.	Mosely.
Bradley.	Morse.
Brice.	Mullally.
Brooks.	Olsen.
Chastain.	O'Neill.
Coltrin.	Palmer.
Conway.	Patterson.
Cox of Lamar.	Pope of Jones.
Cox of Limestone.	Purl.
Davis.	Quinn.
Dunlap.	Ray.
Enderby.	Reid.
Ewing.	Richardson.
Eickenroht.	Rogers.
Forbes.	Rountree.
Giles.	Sanders.
Graves	Savage.
of Williamson.	Shaver.
Harding.	Sherrill.
Harman.	Shipman.
Harper.	Snelgrove.
Harrison.	Speck.
Johnson	Stephens.
of Dimmit.	Storey.
Keeton.	Tarwater.
Kennedy.	Tillotson.
Kenyon.	Turner.
Kincaid.	Veatch.
King.	Waddell.
Kinnear.	Walters.
Land.	Warwick.
Lemens.	Webb.
Long of Houston.	Westbrook.
Long of Wichita.	White.

Wiggs.
Williams
of Sabine.

Williams
of Travis.
Young.

Nays—31.

Albritton.	McGill.
Anderson.	Mehl.
Baldwin.	Murphy.
Bateman.	Negley.
Carpenter.	Nicholson.
Cox of Navarro.	Pavlica.
Gerron.	Pool.
Hefley.	Pope of Nueces.
Hines.	Sinks.
Hogg.	Strong.
Hopkins.	Thompson.
Johnson of Smith.	Thurmond.
Johnson of Scurry.	Van Zandt.
Mankin.	Woodall.
Martin.	Woodruff.
McCombs.	

Absent.

Bond.	Loy.
Duvall.	Minor.
Gates.	Montgomery.
Gilbert.	Petsch.
Hubbard.	Reader.
Jenkins.	Shelton.
Kayton.	Simmons.
Keller.	Stevenson.
Kemble.	

Absent—Excused.

Acker.	Jones.
Beck.	Justiss.
DeWolfe.	Lee.
Finn.	McKean.
Finlay.	Prendergast.
Fuchs.	Renfro.
Graves of Erath.	Smith.
Hardy.	Wallace.
Heaton.	Williams
Holder.	of Hardin.
Hornaday.	

On motion of Mr. Johnson of Dimmit, House bill No. 151, reported adversely with a minority favorable report, was ordered printed.

MOTION TO PRINT HOUSE BILL NO. 207.

Mr. Graves of Williamson moved that House bill No. 207, reported adversely with a minority favorable report, be printed.

The motion to print was lost.

Mr. Morse moved to reconsider the vote by which the motion was lost, and to table the motion to reconsider.

The motion to table prevailed.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Cox of Limestone, House bill No. 563 was ordered not printed.

On motion of Mr. Woodruff, House bill No. 529 was ordered not printed.

BILL RE-REFERRED.

On motion of Mr. Johnson of Dimmit, House bill No. 442 was withdrawn from the Judiciary Committee and referred to the Committee on Counties.

BILL RE-COMMITTED.

On motion of Mr. Long of Wichita, House bill No. 299 was re-committed to the Committee on Public Health.

RELATING TO RESOLUTIONS.

On motion of Mr. Purl, by unanimous consent consideration of resolutions was postponed until 4 o'clock p. m. today.

HOUSE BILL NO. 153 ON SECOND READING.

On motion of Mr. Williams of Travis, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 153, A bill to be entitled "An Act authorizing the creation of corporations for the purpose of compiling and acquiring and owning abstract plants in this or any other State, and to compile and sell abstracts of titles therefrom and to insure the title to lands and interest therein and liens thereon, and authorizing such corporations to accumulate and lend money, to deal in securities, and to act as trustee, receiver, executor, administrator and guardian."

The bill having heretofore been read second time, with amendment by Mr. Jenkins pending.

Mr. Jenkins, by unanimous consent, withdrew the pending amendment.

House bill No. 153 was then passed to engrossment.

HOUSE BILL NO. 153 ON THIRD READING.

Mr. Morse moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 153 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—90.

Adkins.
Albritton.
Avis.
Baker.

Baldwin.
Bounds.
Bradley.
Brooks.

Carpenter.
Chastain.
Coltrin.
Conway.
Cox of Navarro.
Cox of Lamar.
Davis.
Dunlap.
Enderby.
Ewing.
Forbes.
Graves
of Williamson.
Harper.
Hefley.
Hines.
Hogg.
Hopkins.
Johnson of Smith.
Johnson of Scurry.
Keeton.
Keller.
Kenyon.
Kincaid.
King.
Kinnear.
Land.
Lemens.
Long of Houston.
Martin.
Mauritz.
McCombs.
McDonald.
McGill.
Mehl.
Metcalf.
Montgomery.
Moore.
Morse.
Mosely.
Mullally.
Nicholson.
Olsen.

Palmer.
Patterson.
Pavlica.
Pool.
Pope of Jones.
Pope of Nueces.
Purl.
Quinn.
Reader.
Reid.
Richardson.
Rountree.
Sanders.
Savage.
Shaver.
Shelton.
Sherrill.
Shipman.
Simmons.
Snelgrove.
Speck.
Stephens.
Storey.
Strong.
Thurmond.
Tillotson.
Turner.
Van Zandt.
Veatch.
Waddell.
Walters.
Warwick.
Webb.
Westbrook.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—12.

Ackerman.	Harrison.
Barnett.	Kennedy.
Bateman.	Maynard.
Brice.	Murphy.
Eickenroht.	Ray.
Gerron.	Tarwater.

Present—Not Voting.

Anderson.	O'Neill.
Cox of Limestone.	Rogers.
Johnson of Dimmit.	

Absent.

Bond.	Harding.
Duvall.	Harman.
Gates.	Hubbard.
Gilbert.	Jenkins.
Giles.	Kayton.
Graves of Erath.	Kemble.

Long of Wichita. Petsch.
Loy. Sinks.
Mankin. Stevenson.
Minor. Thompson.
Negley.

Absent—Excused.

Acker. Jones.
Beck. Justiss.
DeWolfe. Lee.
Finn. McKean.
Finlay. Prendergast.
Fuchs. Renfro.
Hardy. Smith.
Heaton. Wallace.
Holder. Williams
Hornaday. of Hardin.

The Speaker then laid House bill No. 153 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—93.

Mr. Speaker. Loy.
Adkins. Mankin.
Albritton. Martin.
Anderson. Mauritz.
Avis. McCombs.
Baldwin. McDonald.
Bounds. McGill.
Bradley. McKean.
Brooks. Mehl.
Carpenter. Metcalfe.
Chastain. Montgomery.
Coltrin. Moore.
Conway. Morse.
Cox of Navarro. Mullally.
Cox of Lamar. Murphy.
Cox of Limestone. Nicholson.
Davis. Olsen.
Dunlap. Palmer.
Enderby. Patterson.
Ewing. Pavlica.
Eickenroht. Pope of Nueces.
Forbes. Purl.
Gilbert. Quinn.
Graves. Reader.
of Williamson. Reid.
Graves of Erath. Rountree.
Harper. Sanders.
Harrison. Savage.
Hefley. Shaver.
Hines. Shelton.
Hogg. Shipman.
Hopkins. Simmons.
Hubbard. Sinks.
Johnson of Scurry. Snelgrove.
Keller. Speck.
Kennedy. Storey.
Kincaid. Strong.
Kinnear. Thompson.
Land. Thurmond.
Lemens. Tillotson.
Long of Houston. Turner.

Van Zandt. Williams
Veatch. of Sabine.
Waddell. Williams
Walters. of Travis.
Warwick. Woodall.
Webb. Woodruff.
Westbrook. Young.

Nays—10.

Ackerman. Gerron.
Baker. Mosely.
Barnett. Richardson.
Bateman. Tarwater.
Brice. White.

Present—Not Voting.

Jenkins. O'Neill.
Johnson. Ray.
of Dimmit. Rogers.
Johnson of Smith. Sherrill.
Keeton. Stephens.
Maynard. Wiggs.

Absent.

Bond. King.
Duvall. Long of Wichita.
Gates. Minor.
Giles. Negley.
Harding. Petsch.
Harman. Pool.
Kayton. Pope of Jones.
Kemble. Stevenson.
Kenyon.

Absent—Excused.

Acker. Jones.
Beck. Justiss.
DeWolfe. Lee.
Finn. Prendergast.
Finlay. Renfro.
Fuchs. Smith.
Hardy. Wallace.
Heaton. Williams
Holder. of Hardin.
Hornaday.

Mr. Woodruff moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today, and the call was duly ordered.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Cox of Lamar, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was called, and the following members were announced present:

Mr. Speaker.	Mehl.
Adkins.	Metcalf.
Albritton.	Montgomery.
Anderson.	Morse.
Avis.	Mosely.
Baker.	Murphy.
Baldwin.	Negley.
Barnett.	Nicholson.
Bateman.	Olsen.
Bounds.	O'Neill.
Bradley.	Palmer.
Brice.	Patterson.
Brooks.	Pavlica.
Carpenter.	Pool.
Chastain.	Pope of Nueces.
Coltrin.	Purl.
Conway.	Quinn.
Cox of Navarro.	Ray.
Cox of Lamar.	Reader.
Cox of Limestone.	Reid.
Davis.	Richardson.
Dunlap.	Rogers.
Enderby.	Rountree.
Ewing.	Sanders.
Eickenroht.	Savage.
Forbes.	Shaver.
Gerron.	Sherrill.
Gilbert.	Shipman.
Graves	Simmons.
of Williamson.	Sinks.
Graves of Erath.	Snelgrove.
Harman.	Speck.
Harper.	Stephens.
Harrison.	Storey.
Hines.	Strong.
Hopkins.	Tarwater.
Jenkins.	Thurmond.
Johnson	Turner.
of Dimmit.	Van Zandt.
Johnson of Smith.	Veatch.
Johnson of Scurry.	Waddell.
Keller.	Wallace.
Kincaid.	Walters.
Kinnear.	Warwick.
Land.	Webb.
Long of Houston.	Westbrook.
Loy.	White.
Mankin.	Williams
Mauritz.	of Sabine.
Maynard.	Wiggs.
McCombs.	Woodall.
McDonald.	Woodruff.
McGill.	Young.
McKean.	

Absent.

Ackerman.	Kemble.
Bond.	Kenyon.
Duvall.	King.
Gates.	Lemens.
Giles.	Long of Wichita.
Harding.	Martin.
Hefley.	Minor.
Hogg.	Moore.
Hubbard.	Mullally.
Kayton.	Petsch.
Keeton.	Pope of Jones.

Shelton.	Tillotson.
Stevenson.	Williams
Thompson.	of Travis.

Absent—Excused.

Acker.	Jones.
Beck.	Justiss.
DeWolfe.	Kennedy.
Finn.	Lee.
Finlay.	Prendergast.
Fuchs.	Renfro.
Hardy.	Smith.
Heaton.	Williams
Holder.	of Hardin.
Hornaday.	

A quorum was announced present.
(Mr. Reader in the chair.)

HOUSE BILL NO. 276 ON SECOND READING.

On motion of Mr. Hopkins, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 276, A bill to be entitled "An Act to provide for the payment of actual and necessary expenses of official and deputy official shorthand reporters while actually engaged in the discharge of their duties; providing for the manner of payment of such expenses by the several counties of the judicial districts, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Purl offered the following amendment to the bill:

Amend House bill No. 276 by striking out the figures "20 cents," line 24, and substitute in lieu thereof "6 cents."

(Speaker in the chair.)

Mr. Keller moved to table the amendment.

Mr. Purl asked unanimous consent to change his amendment to read "15 cents" instead of "6 cents."

The Speaker announced that there was objection offered.

Question then recurring on the motion to table the amendment, it prevailed.

Mr. Wallace offered the following amendment to the bill:

Amend House bill No. 276, page 1, line 18, by inserting after the word "residence" the following, "provided reporter must reside in one of the counties comprising the judicial district."

On motion of Mr. Keller, the amendment was tabled.

Mr. Hubbard offered the following amendment to the bill:

Amend House bill No. 276 by striking out the figures "20 cents," line 24,

and substituting in lieu thereof the figures "10 cents."

Mr. Hopkins moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—53.

Cox of Navarro.	Mehl.
Cox of Limestone.	Metcalf.
Dunlap.	Montgomery.
Ewing.	Moore.
Forbes.	Morse.
Gates.	Mullally.
Gerron.	Murphy.
Graves	Nicholson.
of Williamson.	Olsen.
Hardy.	Patterson.
Harman.	Pavlica.
Harper.	Pool.
Hefley.	Pope of Nuecès.
Hopkins.	Reid.
Johnson	Richardson.
of Dimmit.	Rountree.
Johnson of Smith.	Shipman.
Johnson of Scurry.	Sinks.
Keller.	Thompson.
Kemble.	Thurmond.
Kenyon.	Van Zandt.
Kinnear.	Walters.
Land.	Warwick.
Mankin.	Westbrook.
Martin.	Williams
Maynard.	of Travis.
McCombs.	Woodall.
McDonald.	Woodruff.

Nays—66.

Ackerman.	Keeton.
Adkins.	Kennedy.
Albritton.	Kincaid.
Anderson.	King.
Avis.	Lemens.
Baker.	Long of Houston.
Barnett.	Loy.
Bateman.	Mauritz.
Bounds.	McGill.
Brice.	McKean.
Brooks.	Mosely.
Chastain.	Negley.
Coltrin.	O'Neill.
Conway.	Palmer.
Cox of Lamar.	Pope of Jones.
Davis.	Purl.
Enderby.	Quinn.
Eickenroht.	Ray.
Gilbert.	Rogers.
Giles.	Sanders.
Graves of Erath.	Savage.
Harrison.	Shaver.
Hines.	Shelton.
Hogg.	Sherrill.
Hubbard.	Simmons.
Jenkins.	Snelgrove.

Speck.
Stephens.
Strong.
Tarwater.
Tillotson.
Turner.
Veatch.
Waddell.

Wallace.
Webb.
White.
Wiggs.
Williams
of Sabine.
Young.

Present—Not Voting.

Baldwin. Carpenter.

Absent.

Bond.	Minor.
Bradley.	Petsch.
Duvall.	Reader.
Kayton.	Stevenson.
Long of Wichita.	Storey.

Absent—Excused.

Acker.	Hornaday.
Beck.	Jones.
DeWolfe.	Justiss.
Finn.	Lee.
Finlay.	Prendergast.
Fuchs.	Renfro.
Harding.	Smith.
Heaton.	Williams
Holder.	of Hardin.

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—70.

Ackerman.	Kincaid.
Adkins.	King.
Albritton.	Kinnear.
Avis.	Lemens.
Baker.	Long of Houston.
Barnett.	Loy.
Bateman.	Mauritz.
Bounds.	McGill.
Brice.	McKean.
Brooks.	Mosely.
Carpenter.	Negley.
Chastain.	O'Neill.
Coltrin.	Palmer.
Conway.	Pope of Jones.
Cox of Navarro.	Purl.
Cox of Lamar.	Quinn.
Ewing.	Ray.
Eickenroht.	Rogers.
Forbes.	Sanders.
Gilbert.	Savage.
Giles.	Shaver.
Graves of Erath.	Shelton.
Harrison.	Sherrill.
Hines.	Shipman.
Hogg.	Simmons.
Hubbard.	Snelgrove.
Jenkins.	Speck.
Keeton.	Stephens.
Kennedy.	Strong.

Tarwater.	Webb.
Thompson.	Westbrook.
Tillotson.	White.
Turner.	Wiggs.
Veatch.	Williams
Waddell.	of Sabine.
Wallace.	Young.

Nays—48.

Anderson.	Mehl.
Baldwin.	Metcalfe.
Cox of Limestone.	Montgomery.
Davis.	Moore.
Dunlap.	Morse.
Enderby.	Mullally.
Gates.	Murphy.
Gerron.	Nicholson.
Graves	Olsen.
of Williamson.	Patterson.
Harding.	Pavlica.
Harman.	Pool.
Harper.	Pope of Nueces.
Hefley.	Reid.
Hopkins.	Richardson.
Johnson	Rountree.
of Dimmit.	Sinks.
Johnson of Smith.	Thurmond.
Johnson of Scurry.	Van Zandt.
Keller.	Walters.
Kenyon.	Warwick.
Land.	Williams
Mankin.	of Travis.
Martin.	Woodall.
Maynard.	Woodruff.
McCombs.	

Absent.

Bond.	McDonald.
Bradley.	Minor.
Duvall.	Petsch.
Kayton.	Reader.
Kemble.	Stevenson.
Long of Wichita.	Storey.

Absent—Excused.

Acker.	Hornaday.
Beck.	Jones.
DeWolfe.	Justiss.
Finn.	Lee.
Finlay.	Prendergast.
Fuchs.	Renfro.
Hardy.	Smith.
Heaton.	Williams
Holder.	of Hardin.

Mr. Hubbard moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Barnett offered the following amendment to the bill:

Amend House bill No. 276, page 1, by striking out all of the words after the word "duties," in line 21, down to

and including the word "route," in line 26.

Mr. McCombs raised a point of order on consideration of the amendment on the ground that the purpose of the amendment will defeat an amendment already adopted by the House.

The Speaker sustained the point of order.

Mr. McCombs moved the previous question on engrossment of the bill, and the main question was ordered.

House bill No. 276 was then passed to engrossment by the following vote:

Yeas—105.

Adkins.	Martin.
Albritton.	Mauritz.
Anderson.	Maynard.
Baker.	McCombs.
Bateman.	McDonald.
Bounds.	McGill.
Carpenter.	McKean.
Chastain.	Mehl.
Coltrin.	Metcalfe.
Conway.	Moore.
Cox of Navarro.	Morse.
Cox of Lamar.	Mosely.
Cox of Limestone.	Mullally.
Davis.	Murphy.
Dunlap.	Negley.
Enderby.	Nicholson.
Ewing.	Olsen.
Eickenroht.	O'Neill.
Forbes.	Palmer.
Gates.	Patterson.
Gerron.	Pavlica.
Gilbert.	Pope of Jones.
Giles.	Pope of Nueces.
Graves	Purl.
of Williamson.	Quinn.
Graves of Erath.	Ray.
Harding.	Reid.
Harman.	Richardson.
Harper.	Rogers.
Harrison.	Rountree.
Heaton.	Sanders.
Hefley.	Savage.
Hines.	Shaver.
Hogg.	Shelton.
Hopkins.	Shipman.
Jenkins.	Sinks.
Johnson	Speck.
of Dimmit.	Storey.
Johnson of Smith.	Strong.
Johnson of Scurry.	Tarwater.
Keeton.	Thompson.
Kemble.	Thurmond.
Kenyon.	Tillotson.
Kincaid.	Turner.
Kinnear.	Van Zandt.
Land.	Veatch.
Long of Houston.	Waddell.
Long of Wichita.	Walters.
Loy.	Warwick.
Mankin.	Webb.

Westbrook.
White.
Wiggs.
Williams
of Sabine.

Williams
of Travis.
Woodall.
Woodruff.
Young.

Nays—11.

Ackerman.
Avis.
Barnett.
Brice.
Brooks.
Kennedy.

Sherrill.
Simmons.
Snelgrove.
Stephens.
Wallace.

Absent.

Baldwin.
Bond.
Bradley.
Duvall.
Hubbard.
Kayton.
Keller.
King.

Lemens.
Minor.
Montgomery.
Petsch.
Pool.
Reader.
Stevenson.

Absent—Excused.

Acker.
Beck.
DeWolfe.
Finn.
Finlay.
Fuchs.
Hardy.
Holder.
Hornaday.

Jones.
Justiss.
Lee.
Prendergast.
Renfro.
Smith.
Williams
of Hardin.

HOUSE BILL NO. 276 ON THIRD READING.

Mr. Hopkins moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 276 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.
Adkins.
Albritton.
Anderson.
Baker.
Bateman.
Bounds.
Bradley.
Carpenter.
Chastain.
Coltrin.
Conway.
Cox of Navarro.
Cox of Lamar.
Cox of Limestone.
Davis.
Dunlap.
Enderby.
Ewing.

Forbes.
Gates.
Gerron.
Gilbert.
Giles.
Graves
of Williamson.
Graves of Erath.
Harding.
Harman.
Harper.
Harrison.
Heaton.
Hefley.
Hines.
Hopkins.
Johnson
of Dimmit.
Johnson of Smith.

Johnson of Scurry.
Keeton.
Kenyon.
Kincaid.
Kinnear.
Land.
Long of Houston.
Long of Wichita.
Mankin.
Martin.
Mauritz.
Maynard.
McCombs.
McDonald.
McGill.
McKean.
Metcalf.
Montgomery.
Moore.
Morse.
Mosely.
Mullally.
Murphy.
Negley.
Nicholson.
Olsen.
O'Neill.
Palmer.
Pavlica.
Pope of Jones.
Pope of Nueces.
Quinn.
Ray.

Reader.
Reid.
Richardson.
Rountree.
Sanders.
Savage.
Shaver.
Shelton.
Shipman.
Slaks.
Speck.
Stephens.
Storey.
Strong.
Tarwater.
Thompson.
Thurmond.
Tillotson.
Turner.
Van Zandt.
Veatch.
Waddell.
Walters.
Warwick.
Webb.
Westbrook.
White.
Wiggs.
Williams
of Sabine.
Woodall.
Woodruff.
Young.

Nays—10.

Ackerman.
Avis.
Barnett.
Bond.
Brice.

Brooks.
Eickenroht.
Kennedy.
Mehl.
Snelgrove.

Absent.

Baldwin.
Duvall.
Hogg.
Hubbard.
Jenkins.
Kayton.
Keller.
Kemble.
King.
Lemens.
Loy.
Minor.

Patterson.
Petsch.
Pool.
Purl.
Rogers.
Sherrill.
Simmons.
Stevenson.
Wallace.
Williams
of Travis.

Absent—Excused.

Acker.
Beck.
DeWolfe.
Finn.
Finlay.
Fuchs.
Hardy.
Holder.
Hornaday.

Jones.
Justiss.
Lee.
Prendergast.
Renfro.
Smith.
Williams
of Hardin.

The Speaker then laid House bill No. 276 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—104.

Mr. Speaker.	McCombs.
Adkins.	McDonald.
Albritton.	McGill.
Anderson.	McKean.
Baker.	Mehl.
Bateman.	Metcalfe.
Bounds.	Montgomery.
Bradley.	Moore.
Carpenter.	Morse.
Chastain.	Mullally.
Coltrin.	Murphy.
Conway.	Negley.
Cox of Navarro.	Nicholson.
Cox of Lamar.	Olsen.
Cox of Limestone.	O'Neill.
Davis.	Palmer.
Dunlap.	Patterson.
Enderby.	Pavlica.
Ewing.	Pope of Jones.
Eickenroht.	Pope of Nueces.
Forbes.	Quinn.
Gates.	Ray.
Gerron.	Reid.
Gilbert.	Richardson.
Giles.	Rountree.
Graves	Sanders.
of Williamson.	Savage.
Graves of Erath.	Shaver.
Harding.	Shelton.
Harman.	Shipman.
Harper.	Sinks.
Harrison.	Speck.
Heaton.	Storey.
Hefley.	Strong.
Hines.	Tarwater.
Hogg.	Thompson.
Hopkins.	Thurmond.
Johnson	Tillotson.
of Dimmit.	Turner.
Johnson of Smith.	Van Zandt.
Johnson of Scurry.	Veatch.
Keeton.	Waddell.
Kemble.	Walters.
Kenyon.	Warwick.
Kincaid.	Webb.
Kinnear.	Westbrook.
Land.	White.
Long of Houston.	Wiggs.
Long of Wichita.	Williams
Loy.	of Sabine.
Mankin.	Woodall.
Martin.	Woodruff.
Mauritz.	Young.
Maynard.	

Nays—10.

Ackerman.	Brice.
Avis.	Brooks.
Barnett.	Kennedy.

Mosely.
Sherrill.

Snelgrove.
Stephens.

Absent.

Baldwin.	Petsch.
Bond.	Pool.
Duvall.	Purl.
Hubbard.	Reader.
Jenkins.	Rogers.
Kayton.	Simmons.
Keller.	Stevenson.
King.	Williams
Lemens.	of Travis.
Minor.	

Absent—Excused.

Acker.	Jones.
Beck.	Justiss.
DeWolfe.	Lee.
Finn.	Prendergast.
Finlay.	Renfro.
Fuchs.	Smith.
Hardy.	Wallace.
Holder.	Williams
Hornaday.	of Hardin.

HOUSE BILL NO. 466 ON SECOND READING.

On motion of Mr. Graves of Williamson, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 466, A bill to be entitled "An Act to amend Article 691 of the Penal Code of Texas as revised in 1925, so as to allow a search warrant to issue in certain instances upon information and belief of two credible persons."

The Speaker laid the bill before the House and it was read second time.

Mr. Graves of Williamson offered the following amendment to the bill:

Strike out the word "possessed" and the comma between the word "is" and the word "sold" where the word "possessed" occurs the second time in the bill.

The amendment was adopted.

Mr. Anderson offered the following amendment to the bill:

Amend House bill No. 466, add Section 1-A, "Article IV, of the Constitution of the United States is hereby specifically repealed."

Mr. Harman raised a point of order on consideration of the amendment on the ground that the amendment is not germane to the bill.

The Speaker sustained the point of order.

Mr. Kenyon offered the following amendment to the bill:

Amend House bill No. 466 by adding

after the word "belief" in line 30, page 1, the following, "provided that in case an affidavit is made on information and belief, it shall state the full facts upon which such information and belief is based."

Mr. Anderson moved the previous question on the pending amendment and the bill, and the main question was ordered.

Mr. Tillotson and Mr. Purl asked unanimous consent for the House to stand at ease until 2 o'clock p. m. today.

There was no objection offered.

The House reconvened at 2 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 466 ON PASSAGE TO ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 466, relating to the search and seizure law, on its passage to engrossment, with amendment by Mr. Kenyon pending.

Mr. Forbes moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 466, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. McCombs, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was called, and the following members were present:

Mr. Speaker.	Carpenter.
Ackerman.	Chastain.
Adkins.	Coltrin.
Albritton.	Conway.
Anderson.	Cox of Navarro.
Avis.	Cox of Lamar.
Baker.	Cox of Limestone.
Baldwin.	Davis.
Barnett.	Dunlap.
Bateman.	Enderby.
Beck.	Ewing.
Bond.	Eickenroht.
Bounds.	Forbes.
Bradley.	Gates.
Brice.	Gerron.
Brooks.	Gilbert.

Giles.	Olsen.
Graves	O'Neill.
of Williamson.	Palmer.
Graves of Erath.	Pavlica.
Harding.	Petsch.
Harman.	Pool.
Harper.	Pope of Jones.
Harrison.	Pope of Nueces.
Heaton.	Purl.
Hefley.	Quinn.
Hines.	Ray.
Hogg.	Reader.
Hornaday.	Reid.
Hubbard.	Richardson.
Jenkins.	Rogers.
Johnson	Rountree.
of Dimmit.	Sanders.
Johnson of Smith.	Savage.
Johnson of Scurry.	Shaver.
Kayton.	Shelton.
Keeton.	Sherrill.
Keller.	Shipman.
Kemble.	Simmons.
Kennedy.	Sinks.
Kenyon.	Snelgrove.
Kincaid.	Speck.
King.	Stephens.
Kinnear.	Stevenson.
Land.	Storey.
Lemens.	Strong.
Long of Houston.	Tarwater.
Loy.	Thompson.
Mankin.	Thurmond.
Martin.	Tillotson.
Mauritz.	Turner.
Maynard.	Van Zandt.
McCombs.	Veatch.
McDonald.	Waddell.
McGill.	Wallace.
McKean.	Walters.
Mehl.	Webb.
Metcalfe.	Westbrook.
Minor.	White.
Montgomery.	Wiggs.
Moore.	Williams
Morse.	of Sabine.
Mosely.	Williams
Mullally.	of Travis.
Murphy.	Woodall.
Negley.	Woodruff.
Nicholson.	Young.

Absent.

Duvall.	Patterson.
Hopkins.	Warwick.
Long of Wichita.	

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Lee.
Finn.	Prendergast.
Finlay.	Renfro.
Fuchs.	Smith.
Hardy.	Williams
Holder.	of Hardin.
Jones.	

A quorum was announced present.
Question then recurring on the amendment by Mr. Kenyon, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—51.

Albritton.	McGill.
Anderson.	Mehl.
Baldwin.	Moore.
Bateman.	Mosely.
Bond.	Mullally.
Chastain.	Negley.
Dunlap.	Nicholson.
Eickenroht.	Olsen.
Gates.	Pavlica.
Gerron.	Petsch.
Harrison.	Pool.
Heaton.	Pope of Nueces.
Hefley.	Purl.
Hines.	Reader.
Hogg.	Sanders.
Hopkins.	Snelgrove.
Johnson of Smith.	Speck.
Johnson of Scurry.	Stevenson.
Kayton.	Storey.
Keller.	Thompson.
Kenyon.	Thurmond.
Mankin.	Turner.
Martin.	Walters.
Maynard.	Westbrook.
McCombs.	Woodall.

Nays—77.

Mr. Speaker.	Keeton.
Ackerman.	Kemble.
Adkins.	Kennedy.
Avis.	Kincaid.
Baker.	King.
Barnett.	Kinnear.
Beck.	Land.
Bounds.	Lemens.
Bradley.	Long of Houston.
Brice.	Loy.
Brooks.	Mauritz.
Carpenter.	McDonald.
Coltrin.	McKean.
Conway.	Metcalf.
Cox of Navarro.	Minor.
Cox of Lamar.	Montgomery.
Cox of Limestone.	Morse.
Davis.	O'Neill.
Enderby.	Palmer.
Ewing.	Patterson.
Forbes.	Pope of Jones.
Giles.	Quinn.
Graves	Ray.
of Williamson.	Reid.
Graves of Erath.	Richardson.
Harman.	Rogers.
Harper.	Rountree.
Hornaday.	Savage.
Jenkins.	Shaver.
Johnson	Shelton.
of Dimmit.	Sherrill.

Shipman.	Warwick.
Simmons.	Webb.
Sinks.	White.
Stephens.	Wiggs.
Strong.	Williams
Tarwater.	of Sabine.
Van Zandt.	Williams
Veatch.	of Travis.
Waddell.	Young.
Wallace.	

Absent.

Duvall.	Long of Wichita.
Gilbert.	Murphy.
Harding.	Tillotson.
Hubbard.	Woodruff.

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Lee.
Finn.	Prendergast.
Finlay.	Renfro.
Fuchs.	Smith.
Hardy.	Williams
Holder.	of Hardin.
Jones.	

House bill No. 466 was then passed to engrossment by the following vote:

Yeas—83.

Mr. Speaker.	Kemble.
Ackerman.	Kennedy.
Adkins.	King.
Avis.	Kinnear.
Baker.	Land.
Barnett.	Lemens.
Bateman.	Long of Houston.
Beck.	Loy.
Bounds.	Mauritz.
Bradley.	McDonald.
Brice.	Metcalf.
Brooks.	Minor.
Carpenter.	Montgomery.
Coltrin.	Morse.
Conway.	Mosely.
Cox of Navarro.	O'Neill.
Cox of Lamar.	Palmer.
Cox of Limestone.	Patterson.
Davis.	Pope of Jones.
Enderby.	Pope of Nueces.
Ewing.	Purl.
Forbes.	Quinn.
Giles.	Ray.
Graves	Reid.
of Williamson.	Richardson.
Graves of Erath.	Rogers.
Harding.	Rountree.
Harman.	Savage.
Harper.	Shaver.
Hornaday.	Shelton.
Jenkins.	Sherrill.
Johnson	Shipman.
of Dimmit.	Simmons.
Keeton.	Sinks.
Keller.	Speck.

Stephens.
Stevenson.
Strong.
Tarwater.
Turner.
Veatch.
Waddell.
Wallace.
Walters.
Warwick.

Webb.
White.
Wiggs.
Williams
of Sabine.
Williams
of Travis.
Woodruff.
Young.

Nays—42.

Albritton.
Anderson.
Baldwin.
Bond.
Chastain.
Eickenroht.
Gates.
Gerron.
Harrison.
Heaton.
Hefley.
Hines.
Hogg.
Hopkins.
Johnson of Scurry.
Kayton.
Kenyon.
Kincaid.
Mankin.
Martin.
Maynard.
McCombs.

McGill.
McKean.
Mehl.
Moore.
Mullally.
Murphy.
Negley.
Nicholson.
Olsen.
Pavlica.
Pool.
Reader.
Sanders.
Snelgrove.
Storey.
Thompson.
Thurmond.
Tillotson.
Van Zandt.
Westbrook.
Woodall.

Absent.

Dunlap.
Duvall.
Gilbert.
Hubbard.

Johnson of Smith.
Long of Wichita.
Petsch.

Absent—Excused.

Acker.
DeWolfe.
Finn.
Finlay.
Fuchs.
Hardy.
Holder.
Jones.

Justiss.
Lee.
Prendergast.
Renfro.
Smith.
Williams
of Hardin.

Mr. Kemble moved to reconsider the vote by which the bill was passed to engrossment, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—85.

Mr. Speaker.
Ackerman.
Adkins.
Avis.

Baker.
Barnett.
Beck.
Bounds.

Brice.
Brooks.
Carpenter.
Coltrin.
Conway.
Cox of Navarro.
Cox of Lamar.
Cox of Limestone.
Davis.
Enderby.
Ewing.
Forbes.
Giles.
Graves
of Williamson.
Graves of Erath.
Harman.
Harper.
Hefley.
Hogg.
Hornaday.
Jenkins.
Johnson
of Dimmit.
Johnson of Smith.
Keeton.
Keller.
Kemble.
Kennedy.
King.
Kinnear.
Land.
Lemens.
Long of Houston.
Loy.
Mauritz.
McDonald.
Metcalf.
Minor.
Montgomery.
Morse.

Negley.
O'Neill.
Palmer.
Patterson.
Pope of Jones.
Pope of Nueces.
Purl.
Quinn.
Ray.
Reid.
Richardson.
Rogers.
Rountree.
Savage.
Shaver.
Shelton.
Sherrill.
Shipman.
Simmons.
Sinks.
Speck.
Stephens.
Stevenson.
Strong.
Tarwater.
Thompson.
Van Zandt.
Veatch.
Waddell.
Wallace.
Walters.
Warwick.
Webb.
White.
Williams
of Sabine.
Wiggs.
Williams
of Travis.
Woodruff.
Young.

Nays—41.

Albritton.
Anderson.
Baldwin.
Bateman.
Bond.
Bradley.
Chastain.
Eickenroht.
Gates.
Gerron.
Harrison.
Hines.
Hopkins.
Johnson of Scurry.
Kayton.
Kenyon.
Mankin.
Martin.
Maynard.
McCombs.

McGill.
McKean.
Mehl.
Moore.
Mosely.
Mullally.
Murphy.
Nicholson.
Olsen.
Pavlica.
Pool.
Reader.
Sanders.
Snelgrove.
Storey.
Thurmond.
Tillotson.
Turner.
Westbrook.
Woodall.

Present—Not Voting.

Heaton.

Absent.

Dunlap.	Hubbard.
Duvall.	Kincaid.
Gilbert.	Long of Wichita.
Harding.	Petsch.

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Lee.
Finn.	Prendergast.
Finlay.	Renfro.
Fuchs.	Smith.
Hardy.	Williams
Holder.	of Hardin.
Jones.	

Reasons for Voting on House Bill No. 466.

Referring to our vote on House bill No. 466, relating to the amending of the search and seizure law, and insisting that said act, if finally passed, is unconstitutional, and affirming our belief in the principles of prohibition, as defined by the Constitution of the United States and the Constitution of the State of Texas, and all laws pursuant thereto, we feel that the passage of such a bill would add confusion to the existing laws and detract from the effectiveness of the present law, as construed by the courts, on searches and seizures.

WOODALL.

VAN ZANDT.

My reasons for voting against House bill No. 466:

I think the bill is clearly unconstitutional and will inevitably be so declared, because it makes that uncertain which the Constitution says shall be certain and permits a person's home (which is his castle) to be searched upon information and belief—which is in direct violation of the Constitution.

It will permit over-zealous peace officers to stop cars and search them without "probable cause"; the abuse of this will bring an ugly situation in Texas.

Also, the passage of this measure will, in my judgment, bring the prohibition laws into less regard than they now are and will create such a sentiment among many good people that the enforcement will be seriously impeded and retarded.

If the laws we now have on this matter are enforced, it will help the State more than the passage of this measure.

STOREY.

MOTION TO SUSPEND THE RULE ON HOUSE BILL NO. 466.

Mr. Graves of Williamson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 466 be placed on its third reading and final passage.

The motion was lost by the following vote, not receiving the necessary four-fifths vote:

Yeas—86.

Mr. Speaker.	McDonald.
Ackerman.	Metcalfe.
Adkins.	Minor.
Avis.	Montgomery.
Baker.	Morse.
Barnett.	Mosely.
Beck.	Negley.
Bounds.	O'Neill.
Bradley.	Palmer.
Brice.	Patterson.
Brooks.	Pope of Jöres.
Carpenter.	Pope of Nueces.
Coltrin.	Purl.
Conway.	Quinn.
Cox of Navarro.	Ray.
Cox of Lamar.	Reader.
Cox of Limestone.	Reid.
Davis.	Richardson.
Dunlap.	Rogers.
Enderby.	Rountree.
Ewing.	Savage.
Forbes.	Shaver.
Giles.	Shelton.
Graves of Erath.	Sherrill.
Graves	Shipman.
of Williamson.	Simmons.
Harman.	Sinks.
Harper.	Speck.
Harrison.	Stephens.
Hines.	Stevenson.
Hogg.	Tarwater.
Hornaday.	Thompson.
Jenkins.	Turner.
Johnson	Veatch.
of Dimmit.	Waddell.
Johnson of Smith.	Wallace.
Keeton.	Warwick.
Kemble.	Webb.
Kennedy.	White.
King.	Wiggs.
Kinnear.	Williams
Land.	of Sabine.
Lemens.	Williams
Long of Houston.	of Travis.
Loy.	Woodruff.
Mauritz.	Young.

Nays—36.

Albritton.	Bateman.
Anderson.	Bond.
Baldwin.	Chastain.

Eickenroht.	Moore.
Gates.	Mullally.
Gerron.	Murphy.
Heaton.	Nicholson.
Hefley.	Olsen.
Hopkins.	Pavlica.
Johnson of Scurry.	Pool.
Kayton.	Sanders.
Kenyon.	Snelgrove.
Kincaid.	Storey.
Mankin.	Strong.
Martin.	Thurmond.
Maynard.	Tillotson.
McCombs.	Westbrook.
McGill.	Woodall.
McKean.	

Present—Not Voting.

Van Zandt.

Absent.

Duvall.	Long of Wichita.
Gilbert.	Mehl.
Harding.	Petsch.
Hubbard.	Walters.
Keller.	

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Lee.
Finn.	Prendergast.
Finlay.	Renfro.
Fuchs.	Smith.
Hardy.	Williams
Holder.	of Hardin.
Jones.	

HOUSE BILL NO. 10 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 10, A bill to be entitled "An Act authorizing the creation of junior college districts; embracing the territory, fixing the assessed valuation, providing for the calling of an election, the management and control of the junior college; number of trustees, how they should be elected, term of office; providing for the trustees to make affidavits before entering upon their duties."

The bill was read second time.

Mr. Tillotson moved that further consideration of the bill be postponed and that the bill be set as a special order for 2 o'clock p. m. Tuesday.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—31.

Adkins.	Albritton.
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Avis.	Pavlica.
Bond.	Pope of Jones.
Bounds.	Quinn.
Carpenter.	Reader.
Chastain.	Savage.
Enderby.	Shelton.
Graves of Erath.	Sinks.
Jenkins.	Snelgrove.
Kayton.	Strong.
Kennedy.	Thurmond.
Kincaid.	Tillotson.
Maynard.	Turner.
McGill.	Veatch.
Olsen.	Webb.

Nays—71.

Mr. Speaker.	Mauritz.
Ackerman.	McCombs.
Baker.	McDonald.
Barnett.	McKean.
Beck.	Moore.
Brice.	Mosely.
Brooks.	Murphy.
Conway.	Nicholson.
Cox of Navarro.	O'Neill.
Cox of Lamar.	Palmer.
Cox of Limestone.	Patterson.
Davis.	Pope of Nueces.
Dunlap.	Purl.
Ewing.	Rountree.
Forbes.	Shaver.
Gates.	Sherrill.
Gerron.	Shipman.
Gilbert.	Simmons.
Giles.	Speck.
Harman.	Stephens.
Harper.	Stevenson.
Heaton.	Storey.
Hines.	Tarwater.
Hogg.	Thompson.
Hubbard.	Van Zandt.
Johnson	Wallace.
of Dimmit.	Walters.
Johnson of Smith.	Warwick.
Johnson of Scurry.	Westbrook.
Keeton.	White.
Keller.	Wiggs.
Kenyon.	Williams
King.	of Sabine.
Kinnear.	Williams
Land.	of Travis.
Long of Houston.	Woodall.
Loy.	Woodruff.
Mankin.	Young.

Present—Not Voting.

Anderson.	Ray.
Mullally.	

Absent.

Baldwin.	Graves
Bateman.	of Williamson.
Bradley.	Harding.
Coltrin.	Harrison.
Duvall.	Hefley.
Eickenroht.	Hopkins.

Kemble.	Negley.
Lemens.	Petsch.
Long of Wichita.	Pool.
Martin.	Reid.
Mehl.	Richardson.
Metcalfe.	Rogers.
Minor.	Sanders.
Montgomery.	Waddell.
Morse.	

Absent—Excused.

Acker.	Jones.
DeWolfe.	Justiss.
Finn.	Lee.
Finlay.	Prendergast.
Fuchs.	Renfro.
Hardy.	Smith.
Holder.	Williams
Hornaday.	of Hardin.

Mr. Purl moved a call of the House for the purpose of maintaining a quorum until 4:30 o'clock p. m. today, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall, and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Woodruff, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

The roll was called and a quorum was announced present.

Mr. Kinnear offered the following (committee) amendment to the bill:

Amend House bill No. 10 by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. Any independent school district, or city which has assumed control of its schools, having in either case an assessed property valuation of not less than \$10,000,000, or by having an income provided by endowment or otherwise that will meet the needs of the proposed junior college district, said need to be determined by the State Board of Education, and an average daily attendance of the next preceding school year of not fewer than 400 students in the last four years in the classified high school or high schools within the said district or city, may by vote of the qualified voters of the district or city establish and maintain a junior college, such college district to be known as a junior college district.

Sec. 2. When it is proposed to establish a junior college district, as above provided, a petition praying for an election therefor, signed by not less than

five per cent of the qualified taxpaying voters of the proposed territory, shall be presented to the board of education of the district or city. It shall thereupon become the duty of the board so petitioned to pass upon the legality of the petition and the genuineness of the same. It shall then be the duty of the board to forward the petition to the State Board of Education.

Sec. 3. It shall be the duty of the State Board of Education, with the advice of the State Superintendent of Public Instruction, to determine whether or not the conditions set forth in Section 1 have been complied with and also whether, in consideration of the geographic location with respect to colleges already established it is feasible and desirable to establish such junior college district. In passing upon this question, it shall be the duty of the State Board of Education to consider the needs of the State and the welfare of the State as a whole, as well as the welfare of the community involved. The action of the State Board of Education shall be communicated, through the State Superintendent of Public Instruction, to the board, together with an order of the State Board of Education authorizing further procedure in the establishment of the junior college district. If the State Board of Education approves of the establishment of the junior college district, it shall then be the duty of the board of education to enter an order for an election to be held in the proposed territory within a time not less than twenty days and not more than thirty days after such order is issued, to determine whether or not such junior college district shall be created and formed. Such order shall contain a description of the metes and bounds of such junior college district to be formed and shall fix the date for such election. If a majority of the votes cast by the qualified voters of such district at such election shall be in favor of the creation of a junior college district, same shall be deemed to be formed and created, and said board of education shall, within ten days after holding such election, make a canvass of the returns and declare the results of the election. They shall then enter an order on the minutes of the board as to the results.

Sec. 4. A junior college established and maintained by an independent district or a city that has assumed control of its schools shall be governed, administered and controlled by and under

the direction of the board of education of such district or city.

Sec. 5. The trustees of junior college districts shall be governed in the establishment, management and control of the junior college by the general law governing the establishment, management and control of independent school districts in so far as the general law is applicable.

Sec. 6. The location of the junior college within the junior college district shall be determined by the junior college board, as provided for in sections herein. The junior college board shall make a selection of the location of the junior college after its establishment has been authorized as provided in this act.

Sec. 7. The junior college district created under this act shall have the power to issue bonds for the construction and equipment of school buildings and the acquisition of sites therefor, and to provide for the interest and sinking fund for such bonds by levying of such taxes as will be necessary in this connection. The junior college shall also levy and collect for the support and maintenance of the junior college, provided that no bonds shall be issued and no taxes collected, except by vote of the majority of the qualified voters of the junior college district, at an election called for that purpose in accordance with the provisions of the general law providing for similar elections in independent school districts, such bonds and taxes are authorized. The election for the issuance of such bonds, for the levying of such tax or taxes, shall be ordered by the board of education of the junior college upon petition signed by one hundred qualified property taxpaying voters residing in such district, praying for the issuance of such bonds and the levying of such tax or taxes. It shall be the duty of the board to order such election, and the same shall be conducted and the returns made to the board of education of the junior college district. The issuance of the bonds for junior college purposes, and the provision of the sinking fund for the retirement thereof, and the payment of interest and the levying of taxes for the support and maintenance of the junior college shall, in so far as same is applicable, be in accordance with the general election laws and the laws governing the issuance of bonds and the levying of taxes in the independent school district; provided, the total amount of tax levied for the junior

college purposes shall never exceed twenty (20) cents on the one hundred dollars of property valuation.

Sec. 8. The board of trustees of any single independent district in which a junior college shall have already been created and which, under the provision of this act, shall be under the control of such board of trustees may set aside for the maintenance of said college, not to exceed twenty per cent of the taxes collected in said district as theretofore authorized by a vote of the people residing in said district, in the manner provided by law, without the requirement of an election to be held in said district for the purpose of voting taxes for the maintenance of said college; provided, however, that the total amount of taxes levied in said district for the maintenance of the public schools therein situated, including said junior college, shall not exceed the highest amount now allowed or which may hereafter be allowed by law for the maintenance of schools in an independent school district of this State.

Sec. 9. The board of education of the junior college shall levy taxes for such district, and in levying such taxes shall base the amount levied on the amount of money needed, with a reasonable margin for loss and expense in collecting same, and shall furnish a copy of the order making such levy to the proper assessing authority, as indicated above.

Sec. 10. In case the tax levy necessary to meet the needs of the junior college district is within the limit of twenty (20) cents prescribed by this act and voted by the junior college district, it shall be the duty of the assessing authority, as above indicated, to assess taxes for junior college purposes, and it shall be the duty of the collector of taxes to collect the same. The tax collector shall, on or about the tenth of each month, make a report to the junior college board of education, showing all moneys collected by him during the past month for junior college purposes, and shall each month place such funds with the treasurer of the independent school district or city, to the credit of the junior college district, such funds to be drawn upon by action of the junior college board of education. The officers assessing and collecting junior college taxes shall receive therefor the same compensation as is paid for assessing and collecting other school taxes.

Sec. 11. The tax collector, before en-

tering upon the duties of his office, shall enter into a bond, with two or more good and sufficient sureties, for the protection of the junior college fund, said bond to be made payable to the board of education of the junior college and to be made in a sum not less than double the amount of money which may be in his hands at any time while in office. The amount of said bond will be fixed by the State Board of Education and a copy filed with the State Board. The junior college board shall require a similar bond of any and all other persons or corporations in whose possession such funds may be kept.

Sec. 12. A junior college as here considered must consist of the freshman and sophomore college work taught either separately or in conjunction with the junior and senior years of the high school, and the course of study must be submitted to and approved by the State Department of Education before it may be offered.

Sec. 13. The board of trustees of the junior college shall have the power to select a president, dean or other administrative officer and, upon his recommendation, to select the faculty and other employees of the college and to fix the compensation and manner of payment of such administrative head, faculty and employees. The board shall also have the power to fix and collect fees for matriculation, laboratories, library, gymnasium and tuition.

Sec. 14. No funds received for school purposes from the State available school fund, under the general or special laws, shall be used for the establishment, support and maintenance of the junior college, and no State funds shall be used for such purposes unless specifically appropriated therefor by the State Legislature.

Sec. 15. The members of the board of education of the junior college shall receive no compensation for their services, but shall be reimbursed from the local funds of the junior college district for all legitimate expenses incurred by them in the transaction of their official duties, provided that the expense of each member shall not exceed \$5 per day or \$60 per year.

Sec. 16. Any public junior college now organized and conducted in the State of Texas, and recognized as a standard junior college by the State Department of Education, is hereby validated and may, by action of its board of trustees, choose to be governed by the provisions of this act and

receive the privileges of the same at any time that it may desire to do so.

Sec. 17. Two or more contiguous independent school districts within the same county having a combined taxable wealth of not less than \$15,000,000 and an average daily attendance the next preceding school year of not less than 500 students in the last four years in the classified high school of said district may, by vote of the qualified voters of the said territory, establish and maintain a union junior college. Any county or combination of contiguous counties in the State, having a taxable property valuation of not less than \$15,000,000 and an average daily attendance the next preceding school year of not fewer than 500 students in the last four years of the classified high schools within the proposed territory may, by a vote of the qualified voters of the proposed territory, establish and maintain a county or joint county junior college.

Sec. 18. Whenever it is proposed to establish a union junior college district, a county junior college district, or a joint county junior college district, as above provided, a petition praying for an election therefor, signed by not fewer than five per cent of the qualified taxpaying voters of the proposed territory, shall be presented to the proper authorities as follows: In case of a union junior college district, or a county junior college district, the petition shall be presented to the county board of education. In case of the joint county junior college district, the petition shall be presented to the boards of education of the counties included in the proposed district. In case there is no county board of education, the petition shall be presented to the commissioners court or the commissioners courts of the county or counties involved. It shall thereupon become the duty of the board or boards or the commissioners court or courts so petitioned to pass upon the legality of the petition and the genuineness of the same, provided that in the case of a union junior college district there shall be presented to the county board of education or boards, or commissioners court or courts, in connection with the above petition, the approval of the proposed junior college district, signed by a majority of the members of the boards of education of the districts included in the proposed territory. It shall then be the duty of the board or boards of education, the commissioners

court or courts, as the case may be, to forward the petition to the State Board of Education.

Sec. 19. It shall be the duty of the State Board of Education, with the advice of the State Superintendent of Public Instruction, to determine whether or not the conditions set forth in Section 17 have been complied with, and also whether, in consideration of the geographic location with respect to colleges already established, it is feasible and desirable to establish such junior college district. In passing upon this question, it shall be the duty of the State Board of Education to consider the needs of the State, the welfare of the State as a whole, as well as the welfare of the community involved. The action of the State Board of Education shall be communicated, through the State Superintendent of Public Instruction, to the commissioners court or courts, as the case may be, together with an order of the State Board of Education authorizing further procedure in the establishment of the junior college district. If the State Board of Education approves of the establishment of the junior college district, it shall then be the duty of the commissioners court or courts, as the case may be, to enter an order for an election to be held in the proposed territory within a time not less than twenty days and not more than thirty days after such order is issued to determine whether or not such junior college district shall be created and formed. Such order shall contain a description of the metes and bounds of such junior college district to be formed, and shall fix the date for such election. If a majority of the votes cast by the qualified voters of such election shall be in favor of the creation of a junior college district, same shall be deemed to be formed and created, and said commissioners court or courts, as the case may be, shall within ten days after holding such election make a canvass of the returns and declare the results of the election. They shall enter an order on the minutes of the court or courts as to the results. In the case of the joint county junior college district, the election shall by mutual agreement of the court or courts be held on the same day.

Sec. 20. A union junior college, a county junior college or a joint county junior college shall be governed, administered and controlled by and under the direction of a board of seven junior college trustees elected at large from

the junior college district by the qualified voters of said district, with such terms of office as may be provided under the general law for trustees in independent school districts. Said board of trustees shall adopt such rules, regulations and by-laws as they may deem proper, and they shall have exclusive power to manage and govern said junior college, and as such they shall constitute a body corporate by the name of the Junior College District, State of Texas, and in that name may acquire and hold real and personal property, sue and be sued, and may receive bequests and donations or other moneys or funds coming legally into their hands, and may perform other acts for the promotion of education in said district.

Sec. 21. An independent school district or districts, common school district or districts, or union junior college district may be annexed for junior college purposes only, by an election as provided in Section 2 hereof, upon petition of five per cent of the property tax-paying voters in such district or districts to be annexed, provided further that such annexation shall have been previously approved by the board of trustees of the junior college district, and provided further that election for such annexation shall be called and the results canvassed and declared by the county board of education or the county commissioners court of the county, in case there is no county board of education, provided further that the territory included in such annexed district shall thereby assume its share of any outstanding bonded indebtedness of the junior college district in proportion to the assessed valuation within the said district and shall also become liable for taxes for maintaining the junior college.

Sec. 22. All taxes levied for a county or joint county junior college district shall be assessed by the county tax assessor or assessors and collected by the county tax collector or collectors, who shall each month place such funds with the county treasurer or treasurers in the case of a union junior college district.

Sec. 23. Should the courts declare any section or provision of this act unconstitutional, such action shall affect only the section or provision declared unconstitutional and shall not affect any other provision or section of this act.

Sec. 24. The fact that there is now no law on the statutes authorizing the creation of junior colleges, and the fur-

ther fact that it will be necessary before the taxes for the year 1929 can be collected for the use of a junior college that such taxes be assessed prior to making up the tax roll for said year, creates an emergency and an imperative public necessity requiring that the constitutional rule providing that bills shall be read on three several days shall be suspended, and said rule is hereby suspended, and this act shall be in force from and after its passage, and it is so enacted.

(Mr. Woodall in the chair.)

Mr. Quinn offered the following amendment to the amendment:

Amend House bill No. 10, amendment No. 1, Section 11, page 9, line 12, by adding after the word "sureties" the words "or surety bond."

The amendment was adopted.

Mr. Quinn offered the following amendment to the amendment:

Amend House bill No. 10, committee amendment No. 1, Section 7, line 38, by striking out the figures "100" and substituting in lieu thereof the figures "10 per cent (%)."

The amendment was adopted.

(Speaker in the chair.)

Mr. Kinnear offered the following amendments to the (committee) amendment:

Amend the committee amendment to House bill No. 10, page 5, line 40, by striking out the word "by" between the word "or" and word "having."

Amend the committee amendment to House bill No. 10, page 6, line 3, by inserting between the words "and" and "an" the word "having."

Amend the committee amendment to House bill No. 10, page 7, line 3, by striking out the word "as" and inserting in lieu thereof the word "at."

Amend the committee amendment to House bill No. 10, page 7, line 4, by inserting after the word "district" the word "the."

Amend the committee amendment to House bill No. 10, page 10, line 29, by striking out the word "as" just before the word "petition" and inserting in lieu thereof the word "a."

The amendments were severally adopted.

Mr. Kinnear offered the following amendment to the (committee) amendment:

Amend the committee amendment to House bill No. 10, page 10, line 14, by inserting between the word "districts" and the word "within" the words "or two or more contiguous common school districts, or a combination of one or

more independent school districts, with one or more common school districts of contiguous territory."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—68.

Adkins.	Land.
Avis.	Lemens.
Baker.	Long of Wichita.
Barnett.	McGill.
Bateman.	McKean.
Brice.	Minor.
Brooks.	Montgomery.
Carpenter.	Moore.
Chastain.	Murphy.
Coltrin.	Olsen.
Conway.	Pool.
Cox of Navarro.	Pope of Jones.
Cox of Lamar.	Quinn.
Cox of Limestone.	Ray.
Davis.	Reader.
Ewing.	Reid.
Forbes.	Richardson.
Gilbert.	Rogers.
Giles.	Savage.
Graves	Shaver.
of Williamson.	Shelton.
Graves of Erath.	Sherrill.
Harman.	Shipman.
Harper.	Simmons.
Hines.	Snelgrove.
Hornaday.	Tarwater.
Jenkins.	Turner.
Johnson	Van Zandt.
of Dimmit.	Westbrook.
Johnson of Smith.	White.
Johnson of Scurry.	Wiggs.
Keeton.	Williams
Keller.	of Sabine.
Kemble.	Woodruff.
King.	Young.
Kinnear.	

Nays—31.

Ackerman.	McDonald.
Albritton.	Mosely.
Beck.	Negley.
Bond.	O'Neill.
Bounds.	Palmer.
Eickenroht.	Patterson.
Harrison.	Purl.
Heaton.	Sanders.
Hefley.	Speck.
Hogg.	Stevenson.
Hopkins.	Storey.
Kayton.	Strong.
Kennedy.	Thompson.
Long of Houston.	Tillotson.
Mankin.	Warwick.
Mauritz.	Williams
Maynard.	of Travis.
McCombs.	

Present—Not Voting.

Anderson.	Mehl.
Gerron.	Thurmond.
Kincaid.	Woodall.
Martin.	

Absent.

Baldwin.	Mullally.
Bradley.	Nicholson.
Dunlap.	Pavlica.
Duvall.	Petsch.
Enderby.	Pope of Nueces.
Gates.	Rountree.
Harding.	Sinks.
Hubbard.	Stephens.
Kenyon.	Veatch.
Loy.	Waddell.
Metcalfe.	Webb.
Morse.	

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Lee.
Finn.	Prendergast.
Finlay.	Renfro.
Fuchs.	Smith.
Hardy.	Wallace.
Holder.	Williams
Jones.	of Hardin.

Mr. Kinnear offered the following amendments to the committee amendment:

Amend the committee amendment to House bill No. 10, page 9, line 9, by adding after the word "taxes" the words "but shall refund to the junior college district its proportionate part of the excess fees so collected under the law pertaining to excess fees."

The amendment was lost.

Mr. Kinnear offered the following amendment to the amendment:

Amend the committee amendment to House bill No. 10, page 9, line 23, by striking out the word "seperately" and inserting in lieu thereof the word "separately."

Amend the committee amendment to House bill No. 10, page 7, line 31, by adding after the word "collected" the word "until."

Amend the committee amendment to House bill No. 10, page 6, line 33, by adding after the word "district" the words "if said State Board endorses its establishment."

Amend the committee amendment to House bill No. 10, page 6, line 29, by inserting between the word "be" and the word "communicated" the words "final and shall be."

The amendments were severally adopted.

Mr. Kinnear offered the following amendment to the amendment:

Amend the committee amendment to House bill No. 10, page 5, line 40, by adding after the word "than" the words "ten million dollars."

Mr. Quinn offered the following substitute for the amendment:

Amend committee amendment No. 1 of House bill No. 10 by striking out the figures "\$10,000,000" "\$15,000,000," wherever they appear in said amendment and substituting therefor the figures "\$25,000,000."

Question recurring on the substitute amendment, yeas and nays were demanded.

The substitute amendment was adopted by the following vote:

Yeas—99.

Ackerman.	Lee.
Adkins.	Lemens.
Albritton.	Long of Houston.
Anderson.	Loy.
Avis.	Mankin.
Baldwin.	Mauritz.
Barnett.	Maynard.
Bateman.	McCombs.
Beck.	McDonald.
Bond.	McGill.
Bradley.	McKean.
Brooks.	Mehl.
Chastain.	Metcalfe.
Coltrin.	Minor.
Cox of Limestone.	Moore.
Dunlap.	Mullally.
Enderby.	Murphy.
Ewing.	Negley.
Eickenroht.	Nicholson.
Finlay.	Olsen.
Forbes.	Palmer.
Gerron.	Patterson.
Gilbert.	Pavlica.
Giles.	Pope of Jones.
Graves	Purl.
of Williamson.	Quinn.
Graves of Erath.	Ray.
Harding.	Reader.
Harman.	Rogers.
Harrison.	Sanders.
Heaton.	Shelton.
Hefley.	Sherrill.
Hogg.	Simmons.
Hopkins.	Sinks.
Hornaday.	Snelgrove.
Hubbard.	Speck.
Jenkins.	Stephens.
Johnson	Stevenson.
of Dimmit.	Strong.
Johnson of Smith.	Tarwater.
Johnson of Scurry.	Thompson.
Kayton.	Thurmond.
Kennedy.	Tillotson.
King.	Turner.
Land.	Van Zandt.

Veatch.	Williams
Waddell.	of Sabine.
Walters.	Williams
Warwick.	of Travis.
Westbrook.	Woodall.
White.	Woodruff.
	Young.

Nays—18.

Baker.	Kincaid.
Bounds.	Kinnear.
Brice.	Long of Wichita.
Carpenter.	Pool.
Conway.	Reid.
Cox of Navarro.	Rountree.
Cox of Lamar.	Shaver.
Harper.	Wallace.
Keeton.	Webb.
Kemble.	Wiggs.

Absent.

Davis.	Mosely.
Duvall.	O'Neill.
Gates.	Petsch.
Hines.	Pope of Nueces.
Keller.	Richardson.
Kenyon.	Savage.
Martin.	Shipman.
Montgomery.	Storey.
Morse.	

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Prendergast.
Finn.	Renfro.
Fuchs.	Smith.
Hardy.	Williams
Holder.	of Hardin.
Jones.	

Question recurring on the amendment as substituted, it was adopted.

Mr. Purl moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Tillotson offered the following amendment to the committee amendment:

Amend committee amendment No. 1 of House bill No. 10 by striking out, on page 7, beginning line 29, all of lines 29 to 40, inclusive; also striking out, on page 8, all down to and including line 12.

Question—Shall the amendment by Mr. Tillotson be adopted?

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to

inform the House that the Senate has passed the following bills:

S. B. No. 347, A bill to be entitled "An Act amending House bill No. 299, Chapter 37, Acts of the Regular Session of the Twenty-fifth Legislature, 1917, amending Section 5 of said act; providing for the creation and appointment of the board of equalization for the Sinton independent school district, established in San Patricio county, Texas, by said act of the Thirty-fifth Legislature; describing the qualifications for the members of said board of equalization, fixing its powers and duties, and providing for compensation for the members of said board; and declaring an emergency."

S. B. No. 338, A bill to be entitled "An Act to amend subdivision 24 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, as same appears on page 88 of Volume I of said Revised Statutes, so as to change the time and terms for holding the terms of the district court in Refugio and Calhoun counties in the Twenty-fourth Judicial District of Texas; validating and continuing all writs and process issued or served before this act takes effect, including recognizances and bonds, and making them returnable to the terms of court in the county of Calhoun, in said district, as herein fixed; to validate the summoning of grand and petit jurors under the present law, so as to render them available in Calhoun county under this act; to repeal all laws and parts of laws in conflict herewith; and declaring an emergency."

S. B. No. 276, A bill to be entitled "An Act to amend subdivision 19 of Article 1995 of the Revised Civil Statutes, by adding thereto cities, school districts and other political subdivisions of the State; and declaring an emergency."

S. B. No. 260, A bill to be entitled "An Act to provide means to facilitate the sequestration of personal property, and authorizing the courts, by proper order made, to assist in the location of property sought by sequestration; and declaring an emergency."

S. B. No. 280, A bill to be entitled "An Act providing that it shall be unlawful for any official or employee of the State of Texas to use automobile, personal property of any kind or character, or thing of value, to advocate or further, or promote the candidacy of anyone for election or re-election, or nomination, or renomination, at any special or general or primary election; pro-

viding it shall be unlawful for any official or employee of the State of Texas to collect or attempt to collect any money or anything of value from any public officer or employee, which money or thing of value is to be used in promoting, advocating or furthering in any way, directly or indirectly, the campaign expenses of any person for election or re-election, or nomination or renomination, at any special or general or primary election; providing and making it unlawful for any money appropriated by the Legislature of Texas or any property purchased by any appropriation made by the Legislature of Texas to be used in advocating or opposing by any State official or any employee thereof the election or re-election, nomination or renomination, of any person at any special or general or primary election; providing punishment for violation of this act; and declaring an emergency."

S. B. No. 343, A bill to be entitled "An Act to give and grant to J. W. Howard and his wife, Maude Howard, leave and permission to prosecute in the proper courts of Houston county, Texas, suit against the State of Texas; and R. S. Sterling, Cone Johnson and W. R. Ely, as Highway Commissioners of the State of Texas, in their official capacity only, for personal injuries to the wife, Maude Howard, and damage to their automobile; and declaring an emergency."

S. B. No. 261, A bill to be entitled "An Act providing for the replevy by the defendants of personal property seized under sequestration, fixing the conditions of the replevy bond, providing for the discharge of the sureties, and repealing all laws and parts of laws in conflict therewith; and declaring an emergency."

S. B. No. 334, A bill to be entitled "An Act to amend Chapter 38, Special and Local Laws enacted by the Thirty-seventh Legislature at its First Called Session in 1921, same being a special road law for Tyler county, Texas, by adding thereto a new section, 5-A, authorizing the commissioners court of Tyler county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes and to levy a tax in payment thereof; and declaring an emergency."

S. B. No. 87, A bill to be entitled "An Act amending Article 1177, Chapter 7, Title 15, of the Penal Code of the State of Texas, Revision of 1925; and declaring an emergency."

S. B. No. 310, A bill to be entitled "An Act creating a more efficient road system for Jasper county, Texas; providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment, construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of Jasper county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof; and declaring an emergency."

S. B. No. 291, A bill to be entitled "An Act creating a more efficient road system for San Augustine county, Texas, providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of San Augustine county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and levy a tax in payment thereof; repealing Chapter 94, Local and Special Laws, 1913, and all amendments thereto; and declaring an emergency."

S. B. No. 395, A bill to be entitled "An Act to establish and create a criminal district court for Jefferson county; to provide for the jurisdiction of and procedure in said court; to provide for the appointment, election, qualification, duties, powers and compensation of a

judge of said court; depriving and divesting the district courts of Jefferson county of jurisdiction of all criminal cases; providing from and after the taking effect of this act for the transfer of all criminal cases from the district courts of the Fifty-eighth and Sixtieth Judicial District Courts of Jefferson county to the criminal district court of Jefferson county created by this act; providing that the county attorney, the sheriff and the clerk of the district court of Jefferson county shall be the county attorney, sheriff and clerk of the district court, respectively, of the court created by this act under the same rules and regulations as are now or may hereafter be prescribed by law for the government of such officials; providing for the fees to be received by such officers for such services, and repealing all laws and parts of laws in conflict with this act; and declaring an emergency."

S. B. No. 148, A bill to be entitled "An Act providing that a prosecution for the unlawful sale or delivery of intoxicating liquor may be had either in the county wherein the sale or delivery is made or in any county through or into which the intoxicating liquor is carried; providing that in all such cases the indictment or any proceeding in the case may allege that the offense was committed in the county where the prosecution is carried on, and providing for the manner of proving venue; and declaring an emergency."

S. B. No. 406, A bill to be entitled "An Act authorizing the Gulf Refining Company to construct and maintain a bridge across Salt Bayou."

S. B. No. 414, A bill to be entitled "An Act creating a more efficient road system for Freestone county, Texas; providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners' court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts, to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of Freestone county to issue bonds of said county for the purpose of

funding or refunding indebtedness in the sum of \$53,431.59 incurred prior to January 1, 1921, and being balance of principal unpaid on those certain five issues of funding warrants issued by the commissioners court of Freestone county, Texas, against road and bridge fund of said county for road and bridge purposes, and to levy a tax in payment thereof; and providing that if the validity of the indebtedness to be funded by such bonds is not questioned in any suit or proceeding within sixty days from the adoption of the order of the commissioners court authorizing the issuance of such bonds, then such indebtedness shall be conclusively presumed to be valid; providing that this act shall be cumulative of all other special road laws for Freestone county; and declaring an emergency."

S. B. No. 222, A bill to be entitled "An Act to amend Chapter 5, Title 14, Revised Criminal Statutes of Texas of 1925, relating to weights and measures, by amending Article 1037 and adding Article 1037-A, defining certain terms; and declaring an emergency."

S. B. No. 89, A bill to be entitled "An Act to better define fraternal benefit societies and providing and defining a lodge system for such; requiring a representative form of government; defining and safeguarding the contracts and beneficiaries of such societies and prescribing the membership therein; amending Articles 4820, 4821, 4822, 4824, 4831 and 4833 of the Revised Statutes of Texas for 1925, so as to conform hereto; and declaring an emergency," with engrossed rider.

S. B. No. 169, A bill to be entitled "An Act to provide for the taking of testimony of a witness or witnesses in this State, either written interrogatories or oral deposition, on any mandate, writ or commission issued out of any court of record in any other State, Territory, district or foreign jurisdiction; and declaring an emergency," with engrossed rider.

S. B. No. 182, A bill to be entitled "An Act repealing Article 6815, Revised Civil Statutes of 1925; and declaring an emergency."

S. B. No. 154, A bill to be entitled "An Act amending Article 1831, Title 39, Revised Statutes of the State, prescribing certain duties of clerks of the Courts of Civil Appeals with reference to the filing, recording and preservation of the records and proceedings of said court."

S. B. No. 61, A bill to be entitled

"An Act to amend Article 3932 of the Revised Civil Statutes of Texas, 1925, relating to county clerks and their compensation for ex-officio and other public services rendered, so as to provide that the total amount paid to the county clerk in one year shall not be less than fifty, nor more than fifteen hundred dollars; and declaring an emergency," with engrossed rider.

H. B. No. 127, A bill to be entitled "An Act to create the 111th Judicial District of Texas, and to give such court concurrent jurisdiction with the district court of Webb county, Texas, in and for the Forty-ninth Judicial District of Texas, in all civil and criminal cases; to provide a clerk for said courts, and the transfer to said 111th district court of certain cases now pending in the Forty-ninth district court."

S. C. R. No. 19, Providing for the appointment of a joint committee of the House and Senate to confer with the joint committee from the Oklahoma Legislature on the Oklahoma boundary question.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time and referred to the appropriate committees, as follows:

Senate bill No. 347, to the Committee on Education.

Senate bill No. 338, to the Committee on Judicial Districts.

Senate bill No. 276, to the Judiciary Committee.

Senate bill No. 260, to the Judiciary Committee.

Senate bill No. 280, to the Committee on Criminal Jurisprudence.

Senate bill No. 343, to the Judiciary Committee.

Senate bill No. 261, to the Judiciary Committee.

Senate bill No. 334, to the Committee on Highways and Motor Traffic.

Senate bill No. 87, to the Committee on Criminal Jurisprudence.

Senate bill No. 310, to the Committee on Highways and Motor Traffic.

Senate bill No. 291, to the Committee on Highways and Motor Traffic.

Senate bill No. 395, to the Committee on Judicial Districts.

Senate bill No. 148, to the Committee on Criminal Jurisprudence.

Senate bill No. 406, to the Committee on State Affairs.

Senate bill No. 414, to the Committee on Highways and Motor Traffic.

Senate bill No. 222, to the Committee on Criminal Jurisprudence.

Senate bill No. 89, to the Committee on Insurance.

Senate bill No. 169, to the Judiciary Committee.

Senate bill No. 182, to the Committee on State Eleemosynary and Reformatory Institutions.

Senate bill No. 61, to the Judiciary Committee.

Senate bill No. 154, to the Judiciary Committee.

RELATING TO HIDALGO COUNTY ELECTION CONTEST.

The Speaker laid before the House, for consideration at this time, the following report of the Committee on Privileges, Suffrage and Elections:

Speaker and Members of the Forty-first Legislature:

Your Committee on Privileges, Suffrage and Elections reports that your committee wants your instruction as to the amount, if any, you will pay to secure the attendance of the witnesses in the Smith-Montgomery election contest.

SINKS, Chairman.

Mr. Beck made the following motion:

I move that the Committee on Privileges, Suffrage and Elections be instructed to dismiss all proceedings in the contest of Smith vs. Montgomery now pending and declare Montgomery elected upon the returns from Hidalgo county.

Mr. Bond submitted the following point of order: That the House cannot dismiss contest until the Committee on Privileges, Suffrage and Elections shall have made its report on the contest.

Mr. Anderson moved the previous question on the point of order, and the main question was ordered.

The Speaker declined to rule on the point of order, stating that he would submit the matter to the House for its decision.

The House overruled the point of order by the following vote:

Yeas—18.

Avis.	Davis.
Baker.	Finlay.
Barnett.	Gerron.
Bateman.	King.

Lee.	Pope of Jones.
Loy.	Savage.
Minor.	Stephens.
Murphy.	Stevenson.
Pavlica.	Waddell.

Nays—92.

Ackerman.	McCombs.
Adkins.	McDonald.
Albritton.	McGill.
Anderson.	McKean.
Baldwin.	Mehl.
Beck.	Metcalfe.
Bounds.	Moore.
Bradley.	Morse.
Carpenter.	Mullally.
Chastain.	Negley.
Coltrin.	Olsen.
Conway.	O'Neill.
Cox of Navarro.	Palmer.
Cox of Lamar.	Patterson.
Cox of Limestone.	Petsch.
Dunlap.	Pool.
Duvall.	Pope of Nueces.
Enderby.	Purl.
Forbes.	Ray.
Gates.	Reader.
Graves	Reid.
of Williamson.	Richardson.
Graves of Erath.	Rogers.
Harding.	Rountree.
Harman.	Shaver.
Harper.	Shelton.
Harrison.	Sherrill.
Heaton.	Shipman.
Hefley.	Simmons.
Hines.	Snelgrove.
Hogg.	Speck.
Hopkins.	Strong.
Hubbard.	Tarwater.
Johnson	Thompson.
of Dimmit.	Thurmond.
Johnson of Smith.	Tillotson.
Johnson of Scurry.	Turner.
Kayton.	Van Zandt.
Keller.	Veatch.
Kemble.	Walters.
Kennedy.	Warwick.
Kenyon.	Webb.
Kinnear.	Westbrook.
Land.	White.
Lemens.	Williams
Long of Houston.	of Travis.
Long of Wichita.	Woodall.
Mankin.	Woodruff.
Maynard.	Young.

Present—Not Voting.

Bond.	Mauritz.
Brice.	Montgomery.
Brooks.	Sanders.
Eickenroht.	Sinks.
Jenkins.	Wiggs.

Absent.

Ewing.	Gilbert.
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Giles.	Nicholson.
Keeton.	Quinn.
Kincaid.	Storey.
Martin.	Williams
Mosely.	of Sabine.

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Prendergast.
Finn.	Renfro.
Fuchs.	Smith.
Hardy.	Wallace.
Holder.	Williams
Hornaday.	of Hardin.
Jones.	

Mr. Finlay submitted the following substitute motion:

Resolved, That the House instruct the committee to notify contestant to present his evidence to the committee in the shortest time possible and at his expense.

Mr. Keller moved to table the substitute motion.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—71.

Albritton.	McDonald.
Anderson.	McGill.
Baldwin.	McKean.
Beck.	Mehl.
Chastain.	Moore.
Conway.	Morse.
Cox of Navarro.	Mullally.
Cox of Lamar.	Negley.
Dunlap.	Olsen.
Duvall.	O'Neill.
Enderby.	Palmer.
Forbes.	Patterson.
Gates.	Petsch.
Graves of Erath.	Pool.
Harper.	Pope of Nueces.
Harrison.	Purl.
Hefley.	Reader.
Hines.	Richardson.
Hogg.	Rountree.
Hopkins.	Shaver.
Hubbard.	Simmons.
Johnson	Strong.
of Dimmit.	Thompson.
Johnson of Smith.	Thurmond.
Johnson of Scurry.	Tillotson.
Kayton.	Turner.
Keller.	Van Zandt.
Kemble.	Veatch.
Kenyon.	Walters.
Land.	Warwick.
Lemens.	Webb.
Long of Houston.	Williams
Long of Wichita.	of Travis.
Maynard.	Woodruff.
McCombs.	Young.

Nays—44.

Adkins.	King.
Avis.	Kinnear.
Baker.	Lee.
Barnett.	Loy.
Bateman.	Mauritz.
Bounds.	Metcalf.
Bradley.	Minor.
Brice.	Murphy.
Brooks.	Pavlica.
Carpenter.	Pope of Jones.
Coltrin.	Ray.
Cox of Limestone.	Reid.
Davis.	Rogers.
Eickenroht.	Sanders.
Finlay.	Savage.
Gerron.	Shelton.
Gilbert.	Sherrill.
Graves	Shipman.
of Williamson.	Speck.
Harding.	Stephens.
Heaton.	Waddell.
Jenkins.	Westbrook.
Kennedy.	Wiggs.
Kincaid.	Woodall.

Present—Not Voting.

Bond.	Sinks.
Montgomery.	

Absent.

Ackerman.	Quinn.
Ewing.	Snelgrove.
Giles.	Stevenson.
Harman.	Storey.
Keeton.	Tarwater.
Mankin.	White.
Martin.	Williams
Mosely.	of Sabine.
Nicholson.	

Absent—Excused.

Acker.	Justiss.
DeWolfe.	Prendergast.
Finn.	Renfro.
Fuchs.	Smith.
Hardy.	Wallace.
Holder.	Williams
Hornaday.	of Hardin.
Jones.	

Mr. Rountree moved the previous question on the pending motion, and the main question was ordered.

Question first recurring on the motion by Mr. Beck, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—91.

Adkins.	Baldwin.
Albritton.	Beck.
Anderson.	Brooks.

Carpenter.	Mehl.
Chastain.	Moore.
Coltrin.	Morse.
Conway.	Mullally.
Cox of Navarro.	Negley.
Cox of Lamar.	Olsen.
Cox of Limestone.	O'Neill.
Dunlap.	Palmer.
Duvall.	Patterson.
Enderby.	Petsch.
Ewing.	Pool.
Forbes.	Pope of Nueces.
Gates.	Purl.
Gilbert.	Reader.
Graves of Erath.	Reid.
Harding.	Richardson.
Harper.	Rogers.
Harrison.	Rountree.
Hefley.	Shaver.
Hogg.	Shipman.
Hopkins.	Simmons.
Hubbard.	Snelgrove.
Johnson	Speck.
of Dimmit.	Stevenson.
Johnson of Smith.	Strong.
Johnson of Scurry.	Tarwater.
Kayton.	Thompson.
Keller.	Thurmond.
Kemble.	Tillotson.
Kennedy.	Turner.
Kenyon.	Van Zandt.
Kinnear.	Veatch.
Land.	Walters.
Lemens.	Warwick.
Long of Houston.	Webb.
Long of Wichita.	Westbrook.
Mankin.	White.
Maynard.	Williams
McCombs.	of Sabine.
McDonald.	Williams
McGill.	of Travis.
McKean.	Woodruff.
Metcalf.	Young.

Nays—21.

Baker.	Jenkins.
Barnett.	Lee.
Bounds.	Loy.
Bradley.	Minor.
Brice.	Murphy.
Davis.	Pope of Jones.
Finlay.	Shelton.
Gerron.	Sherrill.
Graves	Stephens.
of Williamson.	Waddell.
Heaton.	Woodall.

Present—Not Voting.

Bond.	Ray.
Kincaid.	Sanders.
Mauritz.	Sinks.
Montgomery.	Wiggs.
Pavlica.	

Absent.

Ackerman.	Avis.
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Bateman.
Eickenroht.
Giles.
Harman.
Hines.
Keeton.
King.

Absent—Excused.

Acker.
DeWolfe.
Finn.
Fuchs.
Hardy.
Holder.
Hornaday.
Jones.

Martin.
Mosely.
Nicholson.
Quinn.
Savage.
Storey.
Justiss.
Prendergast.
Renfro.
Smith.
Wallace.
Williams
of Hardin.

Mr. Pope of Nueces moved to reconsider the vote by which the motion was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Reason for Vote.

I vote against the tabling of the substitute motion on the Hidalgo county contest because I believe this House should be fair to the contestant, Mr. Smith, and to the people of that county who supported him. By adopting the original motion we say without a shred of evidence to substantiate that all those who do not bow to the machine in that county are out of court. I vote against it for this reason.

FINLAY.

RELATING TO SENATE BILL NO. 150.

Mr. Young moved that Senate bill No. 150 be set as a special order for 11 o'clock a. m. next Wednesday.

Mr. Quinn moved to table the motion.

Yeas and nays were demanded, and the roll was called and the vote recorded as follows:

Yeas—10.

Baker.
Davis.
Heaton.
Morse.
Olsen.
Quinn.

Shelton.
Van Zandt.
Williams
of Sabine.
Woodall.

Nays—59.

Adkins.
Avis.
Baldwin.
Barnett.
Bateman.
Beck.
Bond.

Bounds.
Bradley.
Carpenter.
Chastain.
Coltrin.
Cox of Limestone.
Duvall.

Enderby.
Finlay.
Forbes.
Graves
of Williamson.
Harper.
Harrison.
Hopkins.
Jenkins.
Johnson
of Dimmit.
Johnson of Smith.
Johnson of Scurry.
Justiss.
Mankin.
Mauritz.
Maynard.
McCombs.
McDonald.
McGill.
McKean.
Metcalf.
Negley.
O'Neill.
Palmer.
Patterson.
Pavlica.
Pool.

Pope of Jones.
Pope of Nueces.
Purl.
Reid.
Rogers.
Shaver.
Sherrill.
Shipman.
Simmons.
Sinks.
Stephens.
Stevenson.
Tarwater.
Thurmond.
Keller.
King.
Kinneer.
Lee.
Lemens.
Long of Houston.
Ray.
Tillotson.
Veatch.
Walters.
Warwick
White.
Young.

Present—Not Voting.

Williams
of Travis.

Absent.

Ackerman.
Albritton.
Anderson.
Brice.
Brooks.
Conway.
Cox of Navarro.
Cox of Lamar.
Dunlap.
Ewing.
Eickenroht.
Gates.
Gerron.
Gilbert.
Giles.
Graves of Erath.
Harding.
Harman.
Hefley.
Hines.
Hogg.
Hubbard.
Kayton.
Keeton.
Kemble.
Kennedy.
Kenyon.
Kincaid.
Land.

Long of Wichita.
Martin.
Mehl.
Minor.
Montgomery.
Moore.
Mosely.
Mullally.
Murphy.
Nicholson.
Petsch.
Ray.
Reader.
Richardson.
Rountree.
Sanders.
Savage.
Snelgrove.
Speck.
Storey.
Strong.
Thompson.
Turner.
Waddell.
Webb.
Westbrook.
Wiggs.
Woodruff.

Absent—Excused.

Acker.
DeWolfe.

Finn.
Fuchs.

Hardy.
Holder.
Hornaday.
Jones.
Prendergast.

Renfro.
Smith.
Wallace.
Williams
of Hardin.

Mr. Morse raised a point of order that there was not a quorum present.

The Speaker sustained the point of order.

ADJOURNMENT.

On motion of Mr. Morse, the House, at 6:20 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Public Lands and Buildings: Senate bill No. 150.

Municipal and Private Corporations: Senate bill No. 173; House bill No. 499.

Conservation and Reclamation: House bill No. 535.

Privileges, Suffrage and Elections: House bill No. 349; Senate bill No. 54.

The following committee has today filed adverse reports on bills, as follows:

Privileges, Suffrage and Elections: House bills Nos. 70 and 457.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 180, A bill to be entitled "An Act to amend Article 1302 of the Revised Civil Statutes of Texas, as amended by Chapter 11 and Chapter 200, Acts of the Regular Session of the Fortieth Legislature, by adding to said Article 1302 a new subdivision to be known as subdivision 91, providing for incorporation for the establishment, support and maintenance of automobile clubs for the mutual benefit and protection of automobile operators, with power to acquire and own all property incident to such business, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 2, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 213, A bill to be entitled "An Act amending Section 1 of Chapter 22 of the Acts of the Fortieth Legislature, First Called Session, by changing the term and time of holding district court in the county of Cochran, in the Seventy-second Judicial District of Texas, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 413, A bill to be entitled "An Act to amend Chapter 193 of the General Laws of the Fortieth Legislature, page 275, to provide for and regulate the method of taking or catching fish in the public fresh waters of Marion, Cass, Bowie, Harrison, Smith and Rusk counties, State of Texas,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 118, A bill to be entitled "An Act to amend Article 880, Revised Criminal Statutes of 1925, as amended by Chapter 24 of the First Called Session of the Thirty-ninth Legislature, so as to make it unlawful to hunt wild deer with dogs in Hardin, Liberty, Walker, San Jacinto, Madison, Leon and Wharton counties, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,

Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 358, A bill to be entitled "An Act to amend subdivision 38 of Article 199, Title 8, Revised Statutes of 1925, and providing for changing and prescribing terms and times for holding the courts in the counties composing the Thirty-eighth Judicial District of Texas,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 473, A bill to be entitled "An Act making an appropriation to pay the mileage and per diem of the presidential electors of Texas for the year 1929,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 267, A bill to be entitled "An Act amending Article 941a of the Penal Code of Texas, by striking out the counties of Erath and Hood, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 163, A bill to be entitled "An Act amending Article 2094 of the Revised Civil Statutes of 1925, relating to the selection of jurors for service in the district and county courts, so as to make said article apply in any county having a population of at least 58,000 or having therein a city containing a population of at least 20,000 as shown by the preceding Federal census,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 248, A bill to be entitled "An Act to amend Article 879h, Chapter 215, of the General and Special Laws of the State of Texas, passed by the Fortieth Legislature, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 115, A bill to be entitled "An Act to amend Article 9231, Revised Criminal Statutes of 1925, and to amend House bill No. 73, Chapter 45, Acts of the First Called Session of the Fortieth Legislature, so as to make it unlawful to hunt, kill or take possession of any wild squirrel or squirrels in Hardin county during the months of January, February, March, April, August and September, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.

Committee Room,
Austin, Texas, February 4, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 8, A bill to be entitled "An Act to define, regulate and license real estate brokers, real estate agents and real estate salesmen within the State of Texas, to create a State Board of Examiners to operate in conjunction with the office of the Commission of the General Land Office, and providing for the appointment of such examiners, and fixing their qualifications, compensation and tenure of office, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

McCOMBS, Chairman.